I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Attorney Docket No.: 19880-001610

Client Reference No.: 247

て 2700 MAIL ROOF

Assistant Commissioner for Patents Washington, D.C. 20231

JUH 2 3 5000

TOWNSEND and

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Sadik Bayrakeri et al.

Application No.: 09/524,854

Filed: March 14, 2000

For: BANDWIDTH MANAGEMENT TECHNIQUES FOR DELIVERY OF INTERACTIVE PROGRAM GUIDE

Examiner:

Not assigned

Art Unit:

2711

INFORMATION DISCLOSURE

STATEMENT UNDER 37 CFR §1.97 and

§1.98

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

The references cited on attached form PTO-1449 are being called to the attention of the Examiner. Copies of the references were previously submitted on February 4, 2000 to the PTO in reference to U.S. Application No. 09/431,330, filed November 1, 1999. It is respectfully requested that the cited information be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and Donald F. Gordon et al. Application No.: 09/524,854 Page 2

no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that <u>no fee is required</u> for submission of this statement, since it is being submitted prior to the first Office Action. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

James K. Okamoto Reg. No. 40,110

TOWNSEND and TOWNSEND and CREW LLP Two Embarcadero Center, 8th Floor San Francisco, California 94111-3834

Tel: 650-326-2400 Fax: 650-326-2422

JKO:amc

PA 3077857 v1